

WEST VALLEY CITY, UTAH

RESOLUTION NO. _____

A RESOLUTION APPROVING A WIRELESS LEASE AGREEMENT BETWEEN WEST VALLEY CITY AND CRICKET COMMUNICATIONS, INC. TO ALLOW THE INSTALLATION OF A WIRELESS COMMUNICATIONS SERVICE SYSTEM FACILITY ON THE ROOF OF THE WEST VALLEY CITY FAMILY FITNESS CENTER.

WHEREAS, Cricket Communications, Inc. ("Cricket") desires to locate a wireless communications service system facility on the roof West Valley City Family Fitness Center located at 5415 West 3100 South; and

WHEREAS, installation of such a facility on City property is a permitted use; and

WHEREAS, the facility has been approved by the West Valley City Community and Economic Development Department and the Parks and Recreation Departments and the facility will incorporate stealth technology; and

WHEREAS, an agreement entitled "Wireless Lease Agreement" has been prepared for execution by and between the City and Cricket. The Agreement, a copy of which is attached hereto, describes the rights, duties, and obligations of each of the parties with respect to the construction and operation of the communications tower; and

WHEREAS, the City Council of West Valley City, Utah, does hereby determine that it is in the best interests of the health, safety, and welfare of the citizens of West Valley City to approve the Wireless Lease Agreement between the City and Cricket.

NOW, THEREFORE, BE IT RESOLVED by the City Council of West Valley City, Utah, that the document entitled "Wireless Lease Agreement" is hereby approved and substantially the form attached and that the Mayor is hereby authorized to execute said agreement for and in behalf of West Valley City, subject to approval of the Agreement by the City Manager and the City Attorney's Office.

PASSED, APPROVED, and MADE EFFECTIVE this _____ day of _____, 2009.

WEST VALLEY CITY

MAYOR

ATTEST:

CITY RECORDER